



Attorney's Docket No.: 00414-046001

GAU 1761

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10-31-00
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Martin F. Berry et al.

Art Unit : 1761

Serial No. : 09/447,023

Examiner : Helen Pratt

Filed : November 22, 1999

Title : CRANBERRY PROCESSES AND PRODUCTS

Commissioner for Patents
Washington, D.C. 20231

RESPONSE TO RESTRICTION REQUIREMENT

The following is responsive to the Examiner's restriction action mailed September 21, 2000. Kindly amend the application as follows:

In the claims:

24. (Amended) A method of processing cranberries to make a cranberry food product, comprising:

AI inspecting cranberries to select cranberries having a juice citric acid level of about 1.4% or more, and
processing said cranberries to make a cranberry food product.

37. (Amended) A method of processing cranberries to make a cranberry food product, comprising:

A2 inspecting cranberries to select cranberries having a juice anthocyanin level of about 10mg/100ml or less, and
processing said cranberries to make a cranberry food product.

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I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231

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A3 46. (Amended) A cranberry juice food product, comprising:
a citric acid level of about 1.4% or more, a quinic acid to citric acid ratio of less than about 0.85, and an anthocyanin level of about 10mg/100ml or less.

A4 50. (Amended) A cranberry food product as a blended juice or juice product,
comprising:
cranberry juice as described in claim 46.

58. (Amended) The method of any one of claims [12, 21,]33, 42 or the juice of claim 50 wherein said blended juice or juice product is free of citric fruit juice or added citric acid.

A5 59. (Amended) The method of any one of claims [12, 21,]33, 42 or the juice of claim 50 comprising a blended juice.

60. (Amended) The method of any one of claims [12, 21,]33, 42 or the juice of claim 50 comprising a blended juice product.

61. (Amended) The method of any one of claims [1, 16,]24[,] or 37[or 53]
comprising processing the cranberries to produce a food product including the husk.

REMARKS

Certain claims have been amended to recite a cranberry food product.

The phone conversation with Examiner Pratt on October 23, 2000 is acknowledged with appreciation. Applicants wish to elect claims related to cranberry food products and methods of making them, which was defined as Group IV in the action.

However, Applicants believe this group should include at least the following claims:

24 (as amended) through 36;

37 (as amended) through 45;

46 (as amended) through 49;